



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: J. Carlton Courter, Commissioner
Department of Agriculture and Consumer Services

Donald E. Fritts, Chairman
Pesticide Control Board

From: John B. Purcell
Special Assistant Attorney General

Date: January 11, 2006

Subject: Letter of Assurance for the Promulgation of Amendments to the Rules and Regulations
Governing the Licensing of Pesticide Business

I have reviewed the amendments to the Pesticide Control Board's regulations that were posted on the Virginia Regulatory Town Hall internet site on January 9, 2006. In my view, as counsel to the Pesticide Control Board, the Board may promulgate these regulations under § 3.1-249.30 of the *Code of Virginia*.

The proposed amendments do not conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they conflict with any federal or state law.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.